CLERK'S OFFICE U.S. DIST. COURT AT DANVILLE, VA FILED FOR RIA

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

DEC 13 2010

JULIA C. DUDLEY, CLERK
BY: HMC DOWNER
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KEITH RENARD HARRIS, Petitioner,

Civil Action No. 7:10-cv-00391

v.

FINAL ORDER

GENE JOHNSON, Respondent. By: Hon. Jackson L. Kiser

Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is now

## **ORDERED**

that petitioner's petition for writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED** without prejudice as successive; a Certificate of Appealability is **DENIED**; and this action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this order and the accompanying memorandum opinion to the petitioner and counsel of record for the respondent.

ENTER: This 13<sup>+1</sup> day of December, 2010.

Senior United States District Judge